

**MINUTES**  
**Dentist/Dental Hygienists Licensing Board**  
August 20, 2004  
Room 4A  
160 E 300 S Heber Wells Bldg  
Salt Lake City Utah

**Convened:** 8:07 a.m.

**Adjourned:** 11:39 p.m.

**Division Staff Present:**

Bureau Manager  
Board Secretary

Daniel T. Jones  
Lee Avery

**Members Present:**

Sue Vicchilli, Chairperson  
Brent Larson, DDS  
Alexander Larsen, DDS  
Karen Bateman, RDH  
James Ence, DDS  
Brian Lundberg, DDS  
Anna Policelli RDH

**Members Excused:**

Joseph Mirci, DDS

**Members Absent:**

Wade Martineau, DDS, MD

**Guests Present:**

Steven S. Morgan  
Karol Aldrich  
Blake Nielsen  
Monte Thompson, UDA  
Richard Engar, PIE

**TOPIC OF DISCUSSION**

Minutes

**DECISIONS & RECOMMENDATIONS**

The minutes for July 16, 2004 were reviewed.  
Dr. Lundberg motioned to accept with corrections,  
seconded by Dr. Ence. The motion carried  
unanimously.

**Discussion:**

The Board briefly discussed Dr. McCombs, Dr. Barbers  
and Dr. Days files before breaking into interview  
committees.

**Appointments for Committee I:**

Committee I: Ms. Anna Policelli, Dr. Brent Larsen, Dr. Joe Mirci, excused, Dr. James Ence.

**Dr. John Day – Probation Interview**

Dr. Day presented himself to the Board. Dr. Larsen conducted the interview. Dr. Day advised the Board things were going well. He is seeing about 100 new patients. He works three (3) to four (4) days a week and has completed one thousand (1,000) hours in continuing education (CE). Dr. Day stated he still works at Donated Dental and is on their Board of Directors. Dr. Day advised the Board he has been in contact with his brother three (3) or four (4) times a week and when he comes to town he will look at the cases. Dr. Day advised the Board he recently certified in water laser. The Board asked to see Dr. Day's certification. Dr. Larsen reviewed the minutes from the last Board meeting and advised Dr. Day the Board expressed its concerns regarding Dr. Day's supervisor being out of state. Dr. Day was advised the Board felt it would be better for his supervisor be closer at least for a year, especially with his practice being new and growing like it is. The Board wants someone available to come to Dr. Day's office once or twice a week. The Supervising Dentist does not have to review every chart, however, does need to be aware of treatment plans. Dr. Day and the Board discussed several possible supervisors. Dr. Day stated he would find someone.

The Board advised Dr. Day he still needed to provide the Board with a track record before it will reinstate his class II.

The Board briefly talked with Dr. Days Hygienist who stated things in the office are going well.

The Board asked to see Dr. Day at the November meeting.

**Dr. Day is in Compliance with his Order.**

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Dr. Dennis DeLoach – Probation  
Interview

Dr. DeLoach presented himself to the Board. Ms Policelli conducted the interview. Dr. DeLoach advised the Board things have been going great. He has been on probation 52 months and has completed everything the Board has asked him to do. He just now needs to complete the hours. Dr. DeLoach advised the Board he works in Delta three (3) to four (4) days a week and two (2) days in Salt Lake. The Board asked to see Dr. DeLoach at the December meeting.

**Dr. DeLoach is in Compliance with his Order.**

Dr. Kenneth Palmer – Probation Interview

Dr. Palmer presented himself to the Board. Dr. Ence conducted the interview. Dr. Palmer advised the Board he was keeping very busy and things were going ok. Dr. Palmer stated, as a result of his addiction, he has developed empathy with those struggling with addiction. Dr. Palmer stated he would like to get his controlled substance license back. Right now he refers those patients who need stronger pain relief than Motrin. Dr. Palmer stated he has changed his consent form to advise patients he does not prescribe opiates, etc. Dr. Palmer stated he attends aftercare three (3) times a month. The Board advised Dr. Palmer he has two (2) years left on his probation and it wanted to see a track record before it would reinstate his controlled substance license. Dr. Brent Larson motioned to discuss with the full Board to reinstate Dr. Palmers class III, seconded by Dr. Ence.

The Board asked to see Dr. Palmer at the February 05, meeting.

**Dr. Palmer is in Compliance with his Order.**

Dr. Kathleen McCombs – Probation  
Interview

Dr. McCombs failed to keep her appointment with the Board. **Dr. McCombs is out of Compliance with her Order.**

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**Appointments for Committee II**  
**Notes by Mr. Jones and Committee**  
**Members**

Committee Members: Ms. Sue Vicchrilli, Ms. Karen Bateman, Dr. Alex Larson, Dr. Brian Lundberg, Dr. Wade Martineau, absent.

**Dr. Bret Tucker – Probation Interview**

Dr. Tucker presented himself to the Board. Ms. Vicchrilli conducted the interview. Dr. Tucker stated things were going ok and he continues to attend meetings every Sunday. Dr. Tucker stated Dr. Taylor Jepson is his physician. The Board asked to see Dr. Tucker at the December meeting. Dr. Tucker expressed his interest in the early appointments to meet with the Board.

**Dr. Tucker is in Compliance with his Order.**

**Dr. John Storheim – Probation Interview**

Dr. Storheim presented himself to the Board. Dr. Storheim advised the Board he continues to attend aftercare every week. Dr. Storheim gave the Board his cards. The Board noted the screen Dr. Storheim took on August 16 has not been reported yet. The Board asked to see Dr. Storheim at the February 05 meeting.

**Dr. Storheim is in Compliance with his Order.**

**Dr. Norm Barber – Probation Interview**

Dr. Barber presented himself to the Board. Dr. Lundberg conducted the interview. Dr. Barber advised the Board his practice is slowly growing and he has tried to implement the changes in his charting which the Board recommended. Dr. Barber's wife is the office manager and is always with him. Dr. Barber stated he has attended several continuing education classes. Dr. Barber was asked to bring in a current practice plan, but he forgot. The Board asked to see Dr. Barber at the February 05 meeting and to bring in a current practice plan at that time. **Dr. Barber is not in Compliance with is Order.**

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Dr. Mark Nichols – Probation Interview

Dr. Nichols was excused from this meeting as he is out of the area.

Dr. Peter Eldridge - Probation Interview

Dr. Eldridge presented himself to the Board. Dr. Alex Larson conducted the interview. Dr. Eldridge advised the Board things were going well with him and his practice is improving. Dr. Eldridge advised the Board he works three (3) days in Wendover Utah and two (2) days in Salt Lake. Dr. Eldridge stated he has been sober for three (3) years. Dr. Eldridge failed to hand in his signature cards. The Board asked to see Dr. Eldridge at the February 2005 meeting. **Dr. Eldridge is not in Compliance with his Order.**

**Board re-convened at 10:52am**  
**Board Discussion**

The Board re-convened after a short break to conduct the following Board business.

S. Brad Carroll – Reinstatement of a Surrendered License

Dr. Ence reviewed Mr. Carroll's file with the Board. Mr. Carroll presented himself to the Board. Dr. Ence conducted the interview. Mr. Carroll advised the Board he used poor judgment in inappropriately touching a patient. Mr. Carroll also advised the Board he has had a problem with pornography. Mr. Carroll stated he is starting therapy through Mark Clayton LCSW. The Board advised Mr. Carroll it needed a letter from his therapist regarding long term expectations. The Board asked this letter be sent by September 19, 2004. Mr. Carroll advised the Board the criminal charges will be held in abeyance for two (2) years and if all court requirements are met, the felony charges be dropped to a misdemeanor.

Dr. Rod Slater – with updated information

Dr. Slater presented himself to the Board. Dr. Slater met with the Board in July and had some additional information for the Board.

Rod Slater reminded the Board he had disciplinary action against his license in Arizona.

Dr. Slater stated he has contacted the Arizona Board, however, they have not been very forthcoming in assisting him in the reinstatement of his license. Dr. Slater asked the Board to re-consider issuing him a probation license, he has been offered employment two (2) days a week under supervision and he will be teaching dental hygienists at Salt Lake Community College. The Board discussed Dr. Slater's situation in detail.

Dr. Alex Larson motioned to issue Dr. Slater a probationary license under the following conditions, seconded by Dr. Lundberg. The motion carried unanimously.

1. only work 2 days a week
2. only work with this DR.
3. need supervising DDS and submit reports
4. needs general supervising
5. needs aftercare
6. no access to nitrous
7. staff needs to be aware
8. continues to work out problem with AZ
9. staff member needs to be present
10. cannot apply for DEA license
11. 5yrs probation with UT.
12. needs to bring CE's current and submit them
13. needs to meet with the Board.

Mr. Jones stated he will write the Memorandum of Understanding (MOU)

Letter from Dr. Frank Jessen

Mr. Jones advised the Board he received a letter from Dr. Frank Jessen asking to be released early from his probation. Mr. Jones advised the Board Dr. Jessen's probation ends January 2005. After discussing this in detail, Dr. Brent Larsen motioned to approve Dr. Jessen's request for early release from probation, seconded by Ms. Policelli. The motion carried unanimously.

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Dr. John Day's interview

The Board briefly discussed Dr. John Days interview. Dr. Day will need to obtain a change in his supervising Dentist. Dr. Day cannot use nitrous at this time. Dr. Day took some laser courses and will submit these documents. The Board determined it would be ok for Dr. Day to use water laser. Mr. Jones will advise Dr. Day in a letter.

Dr. Palmer's interview

The Board briefly discussed Dr. Palmers interview. Dr. Palmer asked if he could obtain his controlled substance license back. Dr. Brent Larson motioned to allow Dr. Palmer use schedule four (4), then he can apply for a DEA #. Once he establishes a track record, the Board will consider allowing him to use schedule three (3), seconded by Dr. Ence. The motion carried unanimously.

Dr. Kathleen McCombs

The Board discussed the problems with Dr. McCombs. The Board stated Dr. McCombs is not taking responsibility for her problems or her probation seriously.

Dr. Ence motioned for Mr. Jones to do an order to show cause, seconded by Ms. Policelli. The motion carried unanimously.

Legislative update – Mr. Jones

Mr. Jones advised the Board, Mr. Ray Walker appeared before the Legislative Committee. The decision was made to remove the Dentist/Dental Hygienist profession from the sunset/sunrise review committee. This means they will no longer have to be reviewed for licensure every ten (10) years.

Rules Update – Mr. Jones

Mr. Jones advised the Board the rules are almost finished. They are going through their final review within the Department.

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The Board motioned to adjourn at 11:39

Next Board Meeting:

Next Meeting September 17, 2004,

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Date Approved

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Chairperson, Dentist & Dental Hygienist Licensing  
Board

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Date Approved

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Bureau Manager, Div. of Occupational & Professional  
Licensing